

**BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY**

Meeting Date: September 20, 2006

Division: Public Works

Bulk Item: Yes X No

Department: Facilities Maintenance

Staff Contact Person: John W. King

AGENDA ITEM WORDING: Approval of a new Interlocal Agreement with the City of Marathon for the Use of the Meeting Room at the Marathon Government Center and the televising of Marathon City Council Meetings.

ITEM BACKGROUND: On September 30, 2006, the Interlocal Agreement with the City of Marathon will expire. Monroe County and the City of Marathon would like to enter into an Agreement for an additional year beginning October 1, 2006.

PREVIOUS RELEVANT BOCC ACTION: The BOCC granted approval and authorized execution of an Agreement with the City of Marathon for the utilization of the County meeting room on May 17, 2000. One year renewal options were approved on August 15, 2001, August 21, 2002, December 17, 2003, October 20, 2004, and October 19, 2005. On May 16, 2006 an Amendment to Interlocal Agreement was approved reducing the annual fee from \$25,978.68 to \$20,000. The original Interlocal Agreement was re-typed for visual clarification.

CONTRACT/AGREEMENT CHANGES: Fees for 26 meeting room dates increased to \$26,881.92 and term is from October 1, 2006 through September 30, 2007.

STAFF RECOMMENDATIONS: Approval.

TOTAL COST: N/A

BUDGETED: Yes N/A No

COST TO COUNTY: N/A

SOURCE OF FUNDS: N/A

REVENUE PRODUCING: Yes X No **AMOUNT PER MONTH** **Year** \$26,881.92

APPROVED BY: County Atty OMB/Purchasing Risk Management

DOCUMENTATION: Included X Not Required

DISPOSITION:

AGENDA ITEM #

MEMORANDUM

DATE: August 23, 2006

TO: Dent Pierce, Division Director
Public Works

FROM: John W. King, Sr. Director
Lower Keys Operations

RE: Agenda Item – September 20, 2006 BOCC Meeting
Marathon Government Center/Marathon ILA

On September 30, 2006, the Interlocal Agreement with the City of Marathon will expire. Monroe County and the City of Marathon would like to enter into an Agreement for an additional year beginning October 1, 2006.

The BOCC granted approval and authorized execution of an Agreement with the City of Marathon for the utilization of the County meeting room on May 17, 2000. One year period renewal options were approved on August 15, 2001, August 21, 2002, December 17, 2003, October 20, 2004, and October 19, 2005. On May 16, 2006 an Amendment to Interlocal Agreement was approved reducing the annual fee from \$25,978.68 to \$20,000. The original Interlocal Agreement was re-typed for visual clarification.

I hereby request approval of a new Interlocal Agreement with the City of Marathon for the Use of the Meeting Room at the Marathon Government Center, and the televising of Marathon City Council Meetings from October 1, 2006 through September 30 2007 at an annual rate of \$26,881.92.

JWK/jbw

Enclosures

MONROE COUNTY BOARD OF COUNTY COMMISSIONERS

CONTRACT SUMMARY

Contract with: City of Marathon Contract #
 Effective Date: 10/01/06
 Expiration Date: 09/30/07

Contract Purpose/Description:
Interlocal Agreement for the Use of the Meeting Room at the Marathon Government Center.

Contract Manager: Ann Riger 4549 Facilities Maint/Stop #4
 (Name) (Ext.) (Department/Stop #)

for BOCC meeting on 09/20/06 Agenda Deadline: 09/05/06

CONTRACT COSTS / REVENUE

Total Dollar Value of Contract: \$ REVENUE Current Year Portion: \$26,881.92
 Budgeted? Yes ☐ No ☐ Account Codes:
 Grant: \$ N/A
 County Match: \$ N/A

ADDITIONAL COSTS

Estimated Ongoing Costs: \$ /yr For:
 (Not included in dollar value above) (eg. maintenance, utilities, janitorial, salaries, etc.)

CONTRACT REVIEW

	Date In	Changes Needed	Reviewer	Date Out
Division Director	<u>9/1/06</u>	Yes <input type="checkbox"/> No <input type="checkbox"/>	<u>[Signature]</u>	<u>9/5/06</u>
Risk Management	<u>8/31/06</u>	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	<u>M. Sluiter</u>	<u>8-31-06</u>
O.M.B./Purchasing	<u>8/31/06</u>	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	<u>[Signature]</u>	<u>8/31/06</u>
County Attorney	<u>8/24/06</u>	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	<u>[Signature]</u>	<u>8/28/06</u>

Comments:

INTERLOCAL AGREEMENT FOR THE USE OF THE MEETING ROOM
AT THE MARATHON GOVERNMENT CENTER

THIS INTERLOCAL AGREEMENT is entered into pursuant to Sec. 163.01, FS, by and between MONROE COUNTY, a political subdivision of the State of Florida, whose address is 1100 Simonton Street, Key West, FL 33040, hereafter County, and the CITY OF MARATHON, a municipal corporation, whose address is 10045-55 Overseas Highway, Marathon, FL 33050, hereafter City.

WHEREAS, the County has a meeting room at the Marathon Government Center with the technical facilities to enable meetings to be cablecast;

WHEREAS, the County desires to permit the City to use the County meeting room; now therefore

IN CONSIDERATION of the mutual promises and covenants set forth below, the parties agree as follows:

Section 1.

- a) The County authorizes the City to hold 26 City Council meetings per year (October 1 – September 30) at the Marathon Government Center meeting room with each meeting approximately two weeks apart. The City must coordinate meeting dates with the Facilities Maintenance office so that no County/City schedule overlap occurs. The City will provide a full year's meeting schedule prior to October 1, each year. If a schedule conflict between a City Council meeting and a meeting of the County Commission, County Planning Commission or County Code Enforcement hearing does occur, then the County meeting or hearing will take precedence.
- b) The County will televise live the City Council meetings, unless there is a meeting of the County Commission, County Planning Commission, County Code Enforcement hearing or similar organization going on at the same time, and will videotape all City Council meetings. If there is a County meeting or hearing going on, then the City Council meeting will be televised live on Channel 76 as soon as the County meeting or hearing is concluded. If the City Council meeting ends before the County meeting or hearing concludes, then the tape of the City Council meeting will be shown on Channel 76 twice on later dates.
- c) Except as provided in Sec. 1(b), the County will replay each City Council meeting tape one time before the next City Council meeting. The City may request a specific time and date for each replay through the Technical Services office which shall accommodate the City's request unless the time requested by the City would conflict with a live telecast of a County meeting or hearing.
- d) The County will furnish the City one video tape copy of each City Council meeting.

Section 2.

From the effective date of this agreement, until September 30, 2007, City shall pay the County \$26,881.92 in advance for 26 City Council meetings to be held at the Marathon Government Center, televised live (if there is no conflict with a county meeting or hearing), meeting video tapes, and one replay on Channel 76 of each meeting. The City may add three additional meetings to the 26 authorized above without additional charge. If the City Council holds meetings in excess of 29 during the period of October 1, 2006 through September 30, 2007, and desires that the extra meetings be held at the Marathon Government Center pursuant to this agreement, then the City must pay the County an additional \$1,033.92 for each meeting held. If the City holds less than 23 meetings using the Marathon Government Center, pursuant to this agreement, during the period of October 1, 2006 through September 30, 2007, then the County must refund or credit \$1,033.92 to the City for each meeting less than 23. If this agreement is extended for subsequent years after September 30 2007, then for each year thereafter the fee will be adjusted to reflect changes in County costs.

Section 3.

The term of the Agreement is from October 1, 2006 through September 30, 2007.

Section 4.

The parties to this agreement stipulate that each is a state governmental agency as defined by Florida Statutes and represents to the other that it has purchases suitable Public Liability, Vehicle Liability, and Workers' Compensation insurance, or is self-insured, in amounts adequate to respond to any and all claims within the limitations of Florida Statute 768.28 and 440, arising out of the activities governed by this agreement.

Each party shall be responsible for any acts of negligence on the part of its employees, agents, contractors, and subcontractors and shall defend, indemnify and hold the other party harmless from all claims arising out of such actions.

Section 5.

This agreement will take effect when executed certified copies are filed in the Office of the Clerk of the Sixteenth Judicial Circuit and in the Office of the Clerk of the City of Marathon, Florida.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals on the date set forth below.

(SEAL)

ATTEST: DANNY L. KOLHAGE, CLERK

By _____
Deputy Clerk

Date _____

ATTEST:

By _____
City Clerk

Date _____

BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, FLORIDA

By _____
Mayor/Chairperson

CITY OF MARATHON, FLORIDA

By _____
Marathon Mayor

MONROE COUNTY ATTORNEY
APPROVED AS TO FORM:

Natleene W. Casse
NATLEENE W. CASSEL

ASSISTANT COUNTY ATTORNEY
Date *9-15-06*

City Council**Mayor Chris Bull****Vice Mayor Marjie Mearns****Councilmember Jeff Pinkus****Councilmember Marylin Tempest****Councilmember Pete Worthington****City of Marathon****City Manager****Michael H. Puto****City Attorney****Stearns Weaver Miller****Weissler Aladeff****& Sitterson, PA**

REGULARLY SCHEDULED CITY COUNCIL MEETINGS**2006-2007**

Tuesday	10/10/06	6:30 p.m.
Tuesday	10/24/06	6:30 p.m.
Tuesday	11/14/06	6:30 p.m.
Tuesday	11/28/06	6:30 p.m.
Tuesday	12/12/06	6:30 p.m.
Tuesday	12/26/06	6:30 p.m.
Tuesday	01/09/07	6:30 p.m.
Tuesday	01/23/07	6:30 p.m.
Tuesday	02/13/07	6:30 p.m.
Tuesday	02/27/07	6:30 p.m.
Tuesday	03/13/07	6:30 p.m.
Tuesday	03/27/07	6:30 p.m.
Tuesday	04/10/07	6:30 p.m.
Tuesday	04/24/07	6:30 p.m.
Tuesday	05/08/07	6:30 p.m.
Tuesday	05/22/07	6:30 p.m.
Tuesday	06/12/07	6:30 p.m.
Tuesday	06/26/07	6:30 p.m.
Tuesday	07/10/07	6:30 p.m.
Tuesday	07/24/07	6:30 p.m.
Tuesday	08/14/07	6:30 p.m.
Tuesday	08/28/07	6:30 p.m.
Tuesday	09/11/07	6:30 p.m.
Tuesday	09/25/07	6:30 p.m.

Our Fax
295-3672

**REQUEST FOR USE OF COUNTY PROPERTY
IN MONROE COUNTY, FLORIDA**

Date: 8-22-06

Name of persons or organization: City of Marathon

Address & telephone number: 10045 Overseas Hwy. 743-0033

Contact person & telephone number: Diane Clavier, 289-5020

Specific County property or meeting room requested: EOC Room

Intended use: City Council meetings

Date(s) needed: See attached

Time: From: 6:30pm 11pm+

Official Monroe County Government Use: Yes ☐ No ☐

Number of participants: 20+

Brief description of event: City Council Meetings

Alcohol consumption/sales? Yes ☐ No ☒

Use of personal BBQ grill: Yes ☐ No ☒

USE OF COUNTY PROPERTY ONLY

Clean up provisions, assurances, and state if any improvements are to be to facility: _____

Coordination with: Sheriff Dept: _____
Security: _____
Public Works: _____

Previous history of holding similar events: _____

USE OF MEETING ROOMS ONLY

Special Audio Visual Equipment Needed:

Yes: ☒ No: ☐

Describe: to be televised on TV

Public Address System:

Yes: ☒ No: ☐

Arrangement of Room _____

Fees are listed on pages 5 and 6 of the Policy for Public Facilities, Roads, Bridges, & County Meeting Rooms.

Scheduled Date: _____ COUNTY USE ONLY

Fees: _____

Insurance /Hold Harmless Requirements: _____

Approved: Yes ☐ No ☐ By: _____

Remarks: _____